

FISCAL NOTE
HB 2388 - SB 2438

February 15, 2002

SUMMARY OF BILL: Requires the State Board of Education, within 90 days of the effective date of this act, to limit the parameters of individuals qualifying for special education services by defining special education and requiring standards to be narrowed. Rules and regulations adopted to implement these provisions could vary, supercede, or alter the provisions of this chapter.

ESTIMATED FISCAL IMPACT:

Decrease State Expenditures - Exceeds \$100,000

Decrease Local Govt. Expenditures - Exceeds \$100,000

Other Fiscal Impact - Decrease Federal Revenues - Exceeds \$100,000

Assumes the bill could potentially reduce the number of students eligible for special education, which could reduce state and local government expenditures and also reduce federal funding. Since it is unknown what parameters the State Board of Education would limit, the fiscal impact cannot be determined, but is estimated to exceed \$100,000.

Note: According to the Department of Education, the federal government actually sets the definitions for special education, but the states determine eligibility. The State Board of Education has approved new standards which will take effect July 1, 2002. Further, rules and regulations which may be adopted cannot conflict with current statute, which takes precedence.

The federal IDEA is scheduled for re-authorization in 2003 and may address this issue.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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